LICENSES AND CONSUMER SERVICES LICENSE INSPECTOR'S REPORT

License Numbers: L247-50380 & L161-50460

Police File Number: 13317

Date of Application: September 4, 2012

Inspector: Michele Harvet, 612-673-5484

Applicant/Legal Entity: Nuff Said, LLC

DBA/Trade Name: Nuff

Complete Address: 2851 Johnson Street NE, Minneapolis, MN 55418

Licenses Requested: On-Sale Wine with Strong Beer, Class E and Sidewalk

Café with 16 Seats

Current License: None

Purpose of Application: To obtain a new On-Sale Wine with Strong Beer License

and Sidewalk Café License

Responsible person within 75 miles of Minneapolis City Hall: Gary Carlson

Public Hearing Required: No

License Conditions: None at this time.

Neighborhood/Ward: Audubon Park / 1

Zoning: C1 – This is a permitted use in the Neighborhood

Commercial District

7 acre requirement: Not met. This parcel is not contiguous with seven acres

of commercial zoning and may be authorized per

Charter Amendment 144.

Off-Street Parking: The Office of the Zoning Administrator has determined

that 4 spaces are required to be provided on site. This requirement has been met with an existing parking lot

behind this establishment.

Churches or schools within 300 feet of the proposed premises: No

Seating: Inside: 46 Seats Outside: 16

Fire Occupancy: Inside: 50 Maximum Capacity Outside: 16

Food Service Requirement: This establishment may be licensed per Charter Amendment 144 and is required to operate as a restaurant subject to the 70/30 ratio of food to alcohol sales. No more than 30% of gross annual sales may be from alcohol.

Hours of operation proposed: 7:00 A.M. to 10:00 P.M. Daily

Metropolitan Council Service Availability Charges: A new SAC determination advised that two SAC units are due for this business. This has been paid by the applicant.

HISTORY OF LOCATION

This location has operated with a Food Restaurant license from 2005 to 2010. Amici Pizza & Bistro operated at this location with an On-Sale Wine with Strong Beer, Class E License from April, 2010 until February, 2012.

APPLICANT

The applicant is Nuff Said, LLC; a Minnesota limited liability company, formed on August 17, 2012, under Chapter 322B (Charter Number 614231200027) having the required restriction on the transfer of shares and has the following owner:

<u>Name</u>	<u>DOB</u>	<u>Title</u>	<u>Shares</u>
Gary Carlson	8/18/56	Owner/Manager	100%

The applicant has experience in operating a restaurant and retail sales. He meets all minimum requirements including criminal and financial background checks.

MANAGER

The manager at Nuff will be Gary Carlson. Mr. Carlson operated the River Oasis Café in Stillwater from 1989 to 2008.

POLICE REVIEW

Police Licensing and this Inspector have reviewed the expenses and source of funds reported in this application. The applicant has provided documentation showing adequate legal and traceable funding for this venture and has passed the criminal background check. The Second Precinct of the Minneapolis Police Department has discussed security issues with the applicant.

PREMISES

The premises are on the main floor at street level with approximately 2656 square feet. The dining area has approximately 700 square feet with booth and table seating for 46 people. The rest of the establishment consists of a kitchen, coolers and storage. The men's and women's rest rooms are on the main floor of this establishment, as well. This space is compact and contiguous. There is no bar or bar area. This would not be allowed in an establishment licensed under the Charter provision. There is a basement area with storage, an office and an employee restroom. The basement will not be considered licensed premises. There are no undefined spaces.

SIDEWALK CAFE

The sidewalk cafe will be in front of the restaurant facing Johnson Street. It will have four tables that seat two people and two tables that seat four people. It will be outlined by planters.

BUSINESS PLAN/OPERATIONS

All alcohol servers will be required to ask for identification from all patrons that appear under 40 years of age. Servers will monitor the amount of alcohol each guest is consuming in order to prevent over serving and intoxicated guests. If a guest does become intoxicated, the server will arrange transportation for the guest. They will perform quarterly self-audits. Employees will be rewarded for passing a youth alcohol compliance check. If a server fails a compliance check, they will be placed on probation which could lead up to termination if there is another violation. All servers will read and sign an employee alcohol service agreement.

All staff will act as security for the establishment. They will be responsible for maintaining the safety of guests and the prevention of illegal activities on the premises. They will call for police assistance if someone they have asked to leave does not leave. They will work with the local precinct on setting up a no admittance list, if necessary.

Entertainment will be provided in the form of background music (prerecorded or radio) and television.

The menu offers a variety of items like; omelets, waffles, bacon, toasted hot sandwiches like; braised grass fed roast beef, Havarti turkey, oven roasted turkey jack, smoked Turkey, apple wood smoked ham, albacore tuna melt, Southwest chicken, chicken pesto, Italian meat ball, hot dago with house-made Italian sausage, smoked pulled pork, grilled vegetables & mushrooms, old Fashioned grilled cheese, black bean & veggie, salads like; Asian sesame chicken, Greek, BBQ chopped smoked turkey and a classic salad ranging in price from \$3 to \$9.

The hours of operation for the establishment will be 7:00 A.M. to 10:00 P.M. daily.

All litter and trash will be removed from a 100 feet radius of the premises on a daily basis.

Noise is not anticipated to be a problem since because of the nature of their business and clientele they plan to continue to attract. They will work with their patrons to ensure that they keep the noise down on the patio. They will not have music on the patio to ensure the noise does not affect the neighborhood. If there are noise complaints, they will address the complaint in a respectful manner.

There are no mechanical amusement devices. No charitable gambling or sports team sponsorships are anticipated at this time.

PUBLIC HEARING SUMMARY

A public hearing is not required for these license applications.

RECOMMENDATION

The Licenses and Consumer Services Division recommends approving this application for an On-Sale Wine with Strong Beer, Class E License and a Sidewalk Café License.

LICENSE CONDITIONS

None at this time.